

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q77754

Toshiki TAGUCHI, et al.

Appln. No.: 10/671,736

Group Art Unit: 1755

Confirmation No.: 6771

Examiner: Helene G. Klemanski

Filed: September 29, 2003

For: BLACK INK FOR INK-JET RECORDING

SUBMISSION OF TERMINAL DISCLAIMER


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$130.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: August 29, 2005



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Sir:

The undersigned, on behalf of the petitioner, FUJI PHOTO FILM CO., LTD., represents that the petitioner, FUJI PHOTO FILM CO., LTD. is the owner of the entire right, title and interest of the following six U.S. Applications: (a) U.S. Application No. 10/809,550, filed on March 26, 2004 for INK AND INK SET by virtue of an Assignment from all of the inventors thereof executed on March 22, 2004, recorded on March 26, 2004 at Reel 015144, Frame 0229; (b) U.S. Application No. 10/714,945, filed on November 18, 2003 for INKJET BLACK INK by virtue of an Assignment from all of the inventors thereof executed on February 27, 2004, recorded on April 12, 2004 at Reel 015200, Frame 0742; (c) U.S. Application No. 10/808,464, filed on March 25, 2004 for INK SET AND INKJET RECORDING METHOD by virtue of an Assignment from all of the inventors thereof executed on March 19, 2004, recorded on March 25, 2004 at Reel 015150, Frame 0511; (d) U.S. Application No. 10/671,729, filed on September

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Terminal Disclaimer

U.S. Patent Application Ser. No.: 10/671,729

29, 2003 for BLACK INK FOR INKJET RECORDING by virtue of an Assignment from all of the inventors thereof executed on September 22, 2003, recorded on September 29, 2003 at Reel 014559, Frame 0494; (e) U.S. Application No. 10/806,453, filed on March 23, 2004 for INKJET RECORDING INK SET by virtue of an Assignment from all of the inventors thereof executed on March 18, 2004, recorded on March 23, 2004 at Reel 015131, Frame 0649; (f) U.S. Application No. 10/645,797, filed on August 22, 2003 for INK SET, INK CARTRIDGE, INKJET PRINTER AND RECORDING METHOD by virtue of an Assignment from all of the inventors thereof executed on August 20, 2003, recorded on August 22, 2003 at Reel 014423, Frame 0896, as well as the entire right, title and interest in the above-captioned U.S. Application No. 10/671,736 by virtue of an Assignment from all of the inventors thereof executed on September 22, 2003, recorded on September 29, 2003, at Reel 014559, Frame 0442.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/671,736 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Application No. 10/809,550, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/671,736 shall be enforceable only for and during such period that the legal title to any patent issuing from U.S. Application No. 10/809,550 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No.

Terminal Disclaimer

U.S. Patent Application Ser. No.: 10/671,729

10/671,736, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/671,736 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/671,736 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Application No. 10/809,550 in the event that any patent issuing from U.S. Application No. 10/809,550 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/671,736 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Application No. 10/714,945, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/671,736 shall be enforceable only for and during such period that the legal title to any patent issuing from U.S. Application No. 10/714,945 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/671,736, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/671,736 and to be binding upon the grantee, its successors or assigns.

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Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/671,736 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Application

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U.S. Patent Application Ser. No.: 10/671,729

No. 10/808,464 in the event that any patent issuing from U.S. Application No. 10/808,464 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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U.S. Patent Application Ser. No.: 10/671,729

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U.S. Patent Application Ser. No.: 10/671,729

The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18, of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Date: August 23, 2005
Mr. Kazuyoshi Hoshi

Title: General Manager of the Intellectual
Property Technology Division, Intellectual
Property Division of Fuji Photo Film Co.,
Ltd.